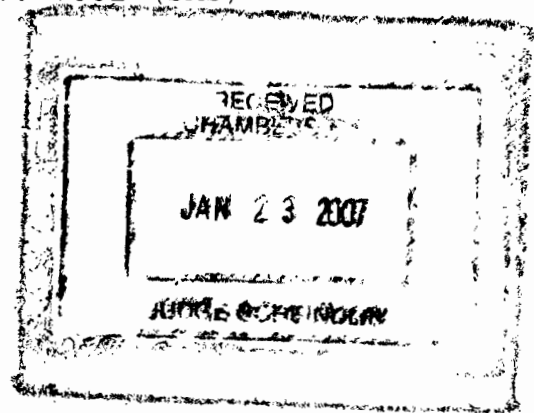


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- x  
ANGELA M. HAYES, :  
 :  
 : Plaintiff, :  
 :  
 : - against - :  
 :  
 : JO ANNE B. BARNHART, as :  
 : Commissioner of the Social :  
 : Security Administration, :  
 :  
 : Defendant. :  
----- x

06 Civ. 7052 (SAS)

ORDER



SHIRA A. SCHEINDLIN  
UNITED STATES DISTRICT JUDGE

**WHEREAS** the parties have reported to this Court a desire and agreement to have plaintiff complete the available administrative remedies that have already been initiated with respect to plaintiff's claim of discriminatory and retaliatory termination; and

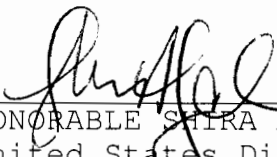
**WHEREAS** the completion of those administrative remedies will provide substantial benefits, including: (i) allowing for an investigation and development of a factual record; (ii) providing the agency the first opportunity to address the possibility or even the perception of discrimination or retaliation in the workplace; (iii) providing an opportunity for mediation and possible resolution; (iv) permitting the agency a chance to discover and correct its own errors; (v) fostering conciliation and voluntary compliance; and (vi) possibly reducing the burden on federal courts; and

**WHEREAS** the administrative process may not go forward while a district court action regarding the same claim is actively proceeding, see 29 C.F.R. § 1614.107(a)(3); it is

**ORDERED** that, pursuant to Rule 20 of the Southern District of New York Rules for the Division of Business Among District Judges, this case shall be transferred to the Suspense Docket; and it is further

**ORDERED** that the parties shall, upon the conclusion of the administrative process, inform this Court immediately whether the parties wish to proceed with this matter.

DATED: New York, New York  
January 23, 2007

  
HONORABLE SHIRA A. SCHEINDLIN  
United States District Court Judge

Copies of the foregoing Order have been mailed on this date to the following:

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